



## Austin City Council MINUTES

For JULY 16, 1987 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

### Memorandum To:

Mayor Cooksey called to order the meeting of the Council, noting the absence of Councilmember Shipman.

#### MINUTES APPROVED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, approved the minutes for regular meeting of July 2, 1987 and special meetings of June 30 (3:00 p.m.), & June 30 (4:30 p.m.) (4-0 Vote, Councilmember Shipman absent, Mayor Pro Tem Trevino and Councilmember Urdy not yet in the Council Chamber)

#### CITIZEN COMMUNICATIONS

Mr. Jim Cross and Mr. Gary Nelon represented the Austin Aqua Festival. Mr. Roy Mann discussed Riverwalk Revitalization of Waller Creek. Mr. Willie Kocurek talked about the Old Bakery restoration. Mr. David Dobbs and Ms. Pam Dozler discussed City of Austin Capital Metro contract.

#### CHILD CARE COMMISSION

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 851031-F to add to the charge of the Child Care Commission. (5-0 Vote, Councilmember Shipman absent, Mayor Pro Tem Trevino out of the room)

#### RECOGNITION

Mayor Cooksey recognized a gentleman from California who was in the Council Chamber to present an award to Austin for a "best planned community" for Canyon Creek.

**BOND SALE**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, waived the requirement for three readings and finally passed an ordinance approving the award and sale of City of Austin Public Improvements Bonds, Series 1987. (6-0 Vote, Councilmember Shipman absent)

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, adopted a resolution approving and authorizing execution of the paying agent/registrar agreement in relation to the City of Austin Public Improvement Bonds, Series 1987. (6-0 Vote, Councilmember Shipman absent)

**ITEM POSTPONED**

Postponed until July 23, 1987 is the Mexican American Cultural Center Task Force report, Funding for Needs Assessment.

**RESOURCE MANAGEMENT COMMISSION REPORT**

Ken Altes presented a report from the Resource Management Commission concerning recommendation regarding Southern Union Gas Conservation Programs. He presented two resolutions and said they do not favor the programs.

**AUSTIN CONVENTION & VISITOR BUREAU, INC.**

Ron Paynter of the Austin Convention and Visitor Bureau presented proposed amendments to three sections of their bylaws.

Motion

The Council, on Councilmember Urdy's motion, Mayor Cooksey's second, approved the proposed amendments. (4-0 Vote, Councilmember Shipman absent, Councilmember Carl-Mitchell and Mayor Pro Tem Trevino out of the room)

Motion to Reconsider

Later in the day, when it was noted the above should be an ordinance, Mayor Pro Tem Trevino made a motion, seconded by Councilmember Humphrey to reconsider the vote. Motion passed by a vote of 6-0 with Councilmember Shipman absent.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending three sections of the bylaws of the Austin Convention and Visitor Bureau, Inc. (6-0 Vote, Councilmember Shipman absent)

## EXECUTIVE SESSION

Mayor Cooksey announced Council would enter into executive session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss matters of land acquisition, litigation and for personnel matters. No final action, decision or vote by the City Council will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

## 1. Pending Litigation - Section 2, Paragraph e

## (b) Water Treatment Plant #4

## RECESS

Council recessed its meeting at 3:00 p.m. for executive session and resumed its recessed meeting at 4:00 p.m.

## WATER TREATMENT PLANT #4

Councilmember Carl-Mitchell recommended and made motions on the following action items concerning Water Treatment Plant #4:

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, affirmed the need for Water Plant IV and authorized immediate and serious negotiations with LCRA to establish a joint venture agreement and settle adjudication. (5-1-0 Vote, Councilmember Nofziger voted No, Councilmember Shipman absent)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, approved the City Council and staff concurrently reviewing the technical information available, and will make a decision within a reasonable period of time as to what date the construction of Plant IV and the appropriate raw water line should commence. (5-1-0 Vote, Councilmember Nofziger voted NO, Councilmember Shipman absent)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, agreed the City Council be prepared to authorize the engineering of the first phase of the Ullrich raw water line option immediately upon the first indication by LCRA that it may not be willing to enter into a reasonable settlement. (4-2-0 Vote, Councilmembers Nofziger and Humphrey voted No, Councilmember Shipman absent)

## ITEM POSTPONED

Postponed to July 23, 1987 is consideration of second and third readings of an ordinance to appropriate \$25,000 from the interest proceeds from the Economic Development Trust Fund for hiring fiscal consultant for Austin Plan.

## OLD BUSINESS - ZONING ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, passed through second/third readings of ordinances amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-0 Vote, Councilmember Shipman absent)

- |     |   |                                 |                         |
|-----|---|---------------------------------|-------------------------|
| (1) | COLLINWOOD PUD<br>By Donna Kristaponis<br>C148-86-032 | Dessau Road at<br>Wandering Way | From "SF-2"<br>to "PUD" |
|-----|---|---------------------------------|-------------------------|

First reading on May 7, 1987, (6-0). Councilmember Charles Urdy absent. No conditions to be met.

- |     |  |  |                        |
|-----|--|--|------------------------|
| (2) | HIGHWAY 71<br>ASSOCIATES, LTD.<br>C14-85-288 (130) (b) | Southeast Inter-<br>section of SH 71<br>and Thomas Springs<br>Road | From "I-RR"<br>to "GR" |
|-----|--|--|------------------------|

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- |     |  |  |                        |
|-----|--|--|------------------------|
| (3) | HIGHWAY 71<br>ASSOCIATES, LTD.<br>C14-85-288 (130) (a) | Southeast Inter-<br>section of SH 71<br>and Thomas Springs Rd. | From "I-RR"<br>to "LO" |
|-----|--|--|------------------------|

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- |     |                                   |                  |                            |
|-----|-----------------------------------|------------------|----------------------------|
| (4) | JUANITA R. GOSS<br>C14-85-149.104 | 1501 Kramer Lane | From "I-SF-3"<br>To "SF-6" |
|-----|-----------------------------------|------------------|----------------------------|

First reading on December 3, 1985, (6-0). Restrictive Covenant incorporating conditions imposed by Council has been executed.

- |     |   |                            |                        |
|-----|---|----------------------------|------------------------|
| (5) | OAK HILL OUTDOOR<br>POWER EQUIPMENT, INC.<br>C14-85-288.157 | 8626 Old Bee<br>Caves Road | From "I-RR"<br>To "CS" |
|-----|---|----------------------------|------------------------|

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- |     |   |                  |                        |
|-----|---|------------------|------------------------|
| (6) | MELVIN AND GLYNNA F.<br>ARLDT<br>C14-85-288.155 | 7804 Hudson Loop | From "I-RR"<br>To "CS" |
|-----|---|------------------|------------------------|

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

**ITEM WITHDRAWN**

Withdrawn from the agenda was a resolution to consider approval of Amendment No. 5 in the amount of \$2,850,000.00 to the Professional Services Agreement, between the City of Austin and the Joint Venture of Espey, Huston and Associates, Inc. for the 1984-87 Additional Capacity Improvements of the Ullrich Water Treatment Facilities. C.I.P. Nos. 85/22-55 & 85/22-27.

**ITEM POSTPONED**

Postponed until July 23, 1987 is consideration of the South Austin Outfall options.

**CONSENT ORDINANCES**

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (6-0 Vote, Councilmember Shipman absent)

**Operating Budget Amendment**

Amended the 1986-87 Operating Budget by:

- a. Transferring \$19,800 from the Civic Center Reserve Fund and appropriating it to the C.I.P. Civic Center Feasibility Study Project in order to fund additional costs associated with Phase I.

**Tuberculin Skin Test**

Amended Ordinance No. 810924-Q to delete the Tuberculin Skin Test (PPD) under Part 1 and establish the Tuberculin Skin Test (PPD) under the category of "Immunizations" under Part 3 of Ordinance No. 870514-R.

**CONSENT RESOLUTIONS**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, adopted the following resolutions in one consent motion: (6-0 Vote, Councilmember Shipman absent)

**Release of Easements**

Authorized release of the following easements:

- a. The 10' Public Utility Easement on Lot 4-B, Northcross Section 4, of record Book 82, Page 365, Plat Records of Travis County, Texas. (Request submitted by Samuel Dunnam on behalf of Northcross Associates, Ltd.)

- b. A portion of an Electric Transmission and/or Distribution Easement of record in Volume 299, Page 346, Williamson County Deed Records and located on Lots 1 and 2, All Star Subdivision and 6.521 acre tract, 13945 U.S. Highway 183 North. (Request submitted by Bury & Pittman, Inc., on behalf of Research Ltd.)
- c. A Public Utility Easement of record in Volume 8718, Page 482, Travis County Real Property Records, known as the Holloway Tract, Knuckols Crossing Road. (Request submitted by the Water and Wastewater Department on behalf of the City of Austin)

Capital Improvements Program

Authorized Eminent Domain Proceedings to acquire the following:

- a. 0.758 acres of land of right-of-way in fee simple out of the Thomas Anderson League in Travis County, Texas, owned by Lamar/McPhaul Joint Venture, for the U.S. 290 West/SH 71 Expansion Project. C.I.P. No. 85/62-02.

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Approved acquisition of the following:

- a. Right-of-Way for the Industrial Streets South Improvement Project. C.I.P. No. 85/62-62
- b. 126,193 square feet of Drainage Easement, for the Little Walnut Creek Drainage Improvement Project. C.I.P. No. 82/60-05

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Approved the following Change Order:

- a. In the amount of \$46,288.00 for the Govalle Wastewater Service Area Interception and Diversion System - Contract No. 3. (0.19% of the original contract amount of \$24,755,000 - total change orders to date negative 0.47%) C.I.P. No. 86/23-10

Contracts Approved

Approved the following contracts:

GARNEY COMPANIES, INC.  
P. O. Box 829  
Pflugerville, Texas

- CAPITAL IMPROVEMENTS PROGRAM -  
Green Water Treatment Plant  
Transmission Main, Phase IV,  
Water and Wastewater Utility  
Department  
Total \$5,960,302.50 C.I.P. Nos.  
85/22-18, 85/22-59, 82/22-17  
& 85/22-08

7/16/87

GAREY CONSTRUCTION COMPANY  
11607 North Lamar  
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM - Shoal Creek Channel Improvements at R.M. 2222, including water and wastewater adjustments, Transportation and Public Services Department  
Total \$390,604.00 C.I.P. Nos. 80/60-05, 87/22-39 & 86/23-23

RED SIMPSON, INC.  
2705 Holloway Road  
Pineville, Louisiana

- CAPITAL IMPROVEMENTS PROGRAM - Overhead Electric Distribution Facilities at Spicewood Springs and MoPac to Steck and MoPac, Electric Utility Department  
Total \$104,119.90 C.I.P. No. 87/14-02

W. K. JENNINGS ELECTRIC COMPANY  
1707 Dungan Lane  
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM - Overhead Electric Distribution Facilities for Rutland Drive to North Lamar 3 Phase Reconductor, Electric Utility Department  
Total \$31,507.00 C.I.P. No. 87/14-02

STAKER CONSTRUCTION OF TEXAS  
P. O. Box 2109  
Round Rock, Texas

- CAPITAL IMPROVEMENTS PROGRAM - Runway and Taxiway Overlays at Robert Mueller Municipal Airport, Aviation Department  
Total \$494,465.24 C.I.P. No. 87/81-01

NENE'S FASHION (MBE/WBE)  
10400 Button Quail Drive  
Austin, Texas

- Uniform Shirts, General Services Department  
Twelve (12) Month Supply Agreement  
Item 1-4 - \$27,090.00 87-0247-DC

MARTIN'S UNIFORMS  
3606 Fredericksburg Road  
San Antonio, Texas

- Uniform Trousers, General Services Department  
Twelve (12) Month Supply Agreement  
Item 1-7 - \$83,086.00 87-0267-DC

Bid Award:

- Water & Wastewater Standard Piping Items, General Services Department  
Twelve (12) Month Supply Agreement  
Total \$180,216.31 87-0086-DC

(1) TRANS-TEX SUPPLY  
4518 E. 7th Street  
Austin, Texas

- Total Line Items 175 - \$136,244.28

(2) INDUSTRIAL INTERNATIONAL,  
INC.  
8100 Ferguson Cut-off  
Georgetown, Texas

- Total Line Items 56 - \$43,972.03

W. H. RICHARDSON  
3708 Woodbury  
Austin, Texas

- Miscellaneous Tools, General  
Services Department  
Twelve (12) Month Contract  
Line Items 71 - \$55,398.00  
87-0135-DC

SOUTHWEST SURGICAL SYSTEMS  
P. O. Box 3732  
Austin, Texas

- Bandages, Gauze and Sponges,  
Brackenridge Hospital  
Twelve (12) Month Supply Agreement  
Total \$35,795.47 BS7-117

AMERICAN PHARMASEAL  
1340 Blanco Woods  
San Antonio, Texas

- Surgeon's Gloves, Brackenridge  
Hospital  
Twelve (12) Month Supply Agreement  
Total \$41,648.17 BS7-168

#### Items Postponed

Postponed to July 23, 1987 the following resolutions:

- (1) Consider approval of a contract (RFP) with Consumers Union in an amount not-to-exceed \$87,400 to provide consultant services as the Consumer Advocate for the Electric Utility Rate Process.
- (2) Consider approval of a contract (RFP) to Cleve Moten, attorney at law, in an amount not to exceed \$51,000 to provide consultant services as the Contract Hearing Examiner for the Electric Utility Rate Process.

#### Tourism and Convention Services

Approved a contract for Tourism and Convention Services with the Austin Convention and Visitor Bureau, Inc., for the period of July through September 1987 in an amount not-to-exceed \$100,000.00.

#### Item Postponed

Postponed to July 23, 1987, consideration of the following License Agreement:

- a. To allow landscaping and irrigation of right-of-way and landscaping, irrigation and subdivision identification signs in medians of Deauville Boulevard (to be Norwood Park Blvd.) and proposed Teeple Drive (to be Clock Tower Drive) (Request submitted by David Taylor on behalf of Norwood/United Park Joint Venture)

Rural Fire Prevention District

Approved granting permission for the creation of a Rural Fire Prevention District for the service area of the Leander Volunteer Fire Department in Williamson County.

ICMA Retirement Corporation Deferred Compensation Program

Approved the International City Management Association (ICMA) Retirement Corporation Deferred Compensation Program.

City-County Pharmacy Services

Approved renewal of the Interlocal Cooperation Agreement for City-County Pharmacy Services with Travis County in order to allow Travis County Medical Assistance Program recipients access to the City's network of retail pharmacies under contract with Qualipharm.

Recreational Boats

Approved repealing the exemption of recreational boats from ad valorem (property) taxation.

Public Hearings Set

Set public hearings on the following:

- a. Amending the Water and Wastewater Utility Service Area Ordinance (810820-B) to include areas served by the Brushy Creek Regional Wastewater Systems: July 30, 1987 at 6:00 p.m.
- b. Community Education: August 26, 1987, 6:00 p.m. in the Council Chamber
- c. Rate increases requested by Southern Union Gas Company contained in S.U.G. File No. CT09-86: July 23, 1987 at 5:00 p.m.
- d. The request of Lone Star Gas Company for a Public Utility Franchise: August 6, 1987 at 6:00 p.m.

**APPEAL TO COUNCIL SET**

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, set a public hearing on July 30, 1987 at 4:30 p.m. at the request of Mr. Simon Bedoya on an appeal of the decision of the Office of Land Development to deny a Site Development Permit for the Golf Range at Mopac and U.S. 183. (6-0 Vote, Councilmember Shipman absent)

PUBLIC HEARING - DEDICATION OF STREET RIGHT-OF-WAY ACROSS PORTION OF  
SPICEWOOD SPRINGS PARK

Mr. Jim Smith, Director of Transportation and Public Service, reviewed the dedication of street right-of-way across a portion of Spicewood Springs Park, after Mayor Cooksey opened the public hearing set for 3:30 p.m.

No one appeared to be heard.

After questioning by Councilmember Urdy as to the prudence and feasibility of using a portion of the park, and being told there would be no disturbance and that there is no other feasible alternative, the following motion was made.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance dedicating street right-of-way across a portion of Spicewood Springs Park. (5-0 Vote, Councilmember Humphrey out of the room, Councilmember Shipman absent)

BRUSHY CREEK REGIONAL WASTEWATER SYSTEM CONTRACT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, adopted a resolution reauthorizing the Brushy Creek Regional Wastewater System contract, with proposed amendment, and reallocation of Water and Wastewater Utility capital funds as required, to finance the authorized construction program and interest accrued will go back to serviced annexed areas.

BROWN & ROOT SETTLEMENT MONIES

Council had before them for consideration the Resource Management Commission's recommendation on the Brown and Root Settlement monies.

Virginia Rutledge, Director of Finance, told Council that they should consider all the possibilities the money from the Brown and Root settlement can be used for. She said if the City stays in the STNP we will need de-commission costs. At this time we have no bonds for this so the Brown and Root money could be funds for these costs. Ms. Rutledge said the de-commission costs will be in the \$20,000,000 range. She said the amount of the settlement is \$120-million. Ms. Rutledge said the money can be used for capital projects of the electric system in lieu of bonds. Ms. Rutledge said she also suggests some funds for conservation in a one to two year plan and this should be considered in budget discussions.

Chuck Hempstead, representing Austin Board of Realtors, suggested \$60-million of the funds be used for energy conservation programs.

Mayor Cooksey asked if the money can be used to reduce rate increases. Ms. Rutledge told him that is not possible, but the rate can be reduced by calling bonds or using them in lieu of bonds.

Motion

Councilmember Nofziger made a motion, seconded by Councilmember Carl-Mitchell to approve the Resource Management Commission recommendation to allow the department to use \$60,000,000 of the Brown and Root settlement monies.

Discussion followed and Mayor Cooksey offered the following friendly amendment, which was accepted.

Friendly Amendment

Mayor Cooksey offered a friendly amendment "according to a schedule to be developed by the staff and the Resource Management Commission".

After further discussion the motion was re-stated.

Motion - Restated

Councilmember Nofziger made a motion, seconded by Councilmember Humphrey to approve the use by the Resource Management Department of \$30,000,000.00 that we currently have in the fund and then according to a schedule to be worked out with Miss Rutledge and the Resource Management Department, to transfer other funds as they become available for a total of \$60,000,000.00.

Friendly Amendment

Councilmember Carl-Mitchell offered a friendly amendment from the Electric Utility Commission's recommendation, "if we get the conservation bonds, we can issue them constitutionally and replenish the funds through those bond proceeds."

Ms. Rutledge said there is a problem with that. "If you got to start issuing the bonds you could remove the other funds from Brown and Root but I do not believe you could use bond funds to pay back something else that would be used for another purpose. You get into some use restrictions." Councilmember Carl-Mitchell said staff should investigate to see whether the funds can be replenished. Ms. Rutledge said, "You could always substitute the bonds for that which you have not expended, I think that is what you could legally do." Councilmember Carl-Mitchell said, "I'll add that as an amendment if it is accepted." Councilmember Nofziger accepted the friendly amendment.

Friendly Amendment

Mayor Cooksey offered a friendly amendment for a provision that

these funds will be expended according to budgeted amounts set aside in the budget of the department on a yearly basis. Friendly amendment accepted.

Roll Call on Motion with Friendly Amendments

6-0 Vote, Councilmember Shipman absent

**PUBLIC HEARING - DUVAL ROAD, PHASE II & WEST COW PATH ASSESSMENTS**

Mayor Cooksey opened the public hearing set for 4:00 P.M. on the Capital Improvements Program - Levying the assessments on the following: Duval Road Phase II and West Cow Path, covering approximately 18 blocks. C.I.P. No. 79/62-03.

People who spoke concerning the assessments were: Walter Bailey, Brent Bolton, Larry Deuser, Alan Church, Tom Harrison, James Kowis and John McClish.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, closed the public hearing and directed this be brought back on July 30, 1987 for action. (4-1 Vote, Councilmember Nofziger voted No, Councilmember Shipman absent, Councilmember Urdy out of the room)

**PUBLIC HEARING - APPEAL RE GREAT HILLS FIRE STATION**

Mayor Cooksey opened the public hearing set for 4:00 p.m. on an appeal from the Transportation and Public Services Department of the Planning Commission's decision regarding Great Hills Fire Station/ C.I.P. Project No. 837028, 9409 Bluegrass Drive, C14p-87-006/C14-87-028.

and

Zoning Hearing

-87 CITY OF AUSTIN  
028 Transportation and  
Public Service  
Department  
By White, Colce & Barr

9409 Bluegrass Drive

From "SF-6"  
To "P"  
NOT RECOMMENDED

ORDINANCE APPROVED

Tracy Watson, OLDS, explained. No one else appeared to be heard.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, closed the public hearing, approved the zoning change and upheld the appeal. (5-0 Vote, Councilmember Carl-Mitchell out of the room, Councilmember Shipman absent)

**PUBLIC HEARING - VACATION OF PORTION OF GRISWOLD LANE RIGHT-OF-WAY**

Mayor Cooksey opened the public hearing set for 5:00 p.m. on vacating a portion of the right-of-way of Griswold Lane. (Request submitted by Robert C. Aiken on behalf of Lady Gwendolyn Perron) File No. C10v-87-006.

Jim Smith, Director of Transportation and Public Service, explained the street vacation.

Lady Gwendolyn Perron spoke on her behalf.

**Motion**

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance vacating a portion of the right-of-way of Griswold Lane. File No. C10v-87-006. (5-0 Vote, Councilmember Carl-Mitchell out of the room, Councilmember Shipman absent)

**PUBLIC HEARINGS - AMENDMENTS TO CHAPTER 13-2A**

Mayor Cooksey opened the public hearings set for 5:00 p.m. on Chapter 13-2A amendments.

Charles Wendlandt appeared before Council and asked them not to delay passage of ordinance concerning the display of monuments (grave markers)

**Motion**

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, closed the public hearing and passed through FIRST READING ONLY an ordinance amending Chapter 13-2A by adding a new Section 1701 and by amending Section 2255(a) to specifically permit the retail sale and display of monuments (grave markers) in the "CS" (Commercial Service) zoning district. (6-0 Vote, Councilmember Shipman absent)

**Motion**

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2A, Section 2545 to modify the "W/LO" (Warehouse/Limited Office) district site development regulations by increasing the maximum impervious coverage from fifty (50) to seventy (70) percent. (6-0 Vote, Councilmember Shipman absent)

**Motion**

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2A

by adding and amending several Sections to define "Retirement Housing (Large and Small site)" uses and establish minimum off-street parking requirements for such uses. (6-0 Vote, Councilmember Shipman absent)

**CONTRACT APPROVED**

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, adopted a resolution approving the following contract: (5-0 Vote, Councilmember Humphrey out of room, Councilmember Shipman absent)

SOUTHWESTERN BELL TELECOM, INC.  
8900 Business Park Drive  
Suite 100  
Austin, Texas

- Two (2) Telecommunications  
Systems, Electric Utility  
Department  
Total \$583,216.80 87-S318-KM

**EXECUTIVE SESSION**

Mayor Cooksey announced the City Council would go into executive session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss matters of land acquisition, litigation and for personnel matters. No final action, decision or vote by the City Council will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

1. Pending Litigation - Section 2, Paragraph e

(c) Waller Creek Plaza Executive Center

2. Land Acquisition - Section 2, Paragraph f

(a) Avante Building

(b) Options for Airport

**RECESS**

Council recessed its meeting for executive session at 6:45 p.m. and resumed its recessed session at 7:40 p.m.

**PUBLIC HEARING - ELECTRIC UTILITY 345 kv & RELATED TRANSMISSION PROJECTS**

Mayor Cooksey opened the public hearing set for 6:00 p.m. on Electric Utility 345 kv and related transmission projects.

The following people spoke: Roger Baker, Alicia Clark, Tracy Cluck, Orin Cluck, John Corry, B.J. Combs, Dave Dobbs, Jack Goodman, Roger D. Heil, T.A. Kirk, Kirk Kelly, Terri Kelly, Janet Klotz, Bill Oakey, Jack Payne, Larry C. Roberts, Charles Siller.

**Motion**

The Council, on Councilmember Urdy's motion, Councilmember Humphrey's second, closed the public hearing. (4-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy out of the room, Councilmember Shipman absent.)

Motion

Councilmember Nofziger made a motion, seconded by Councilmember Humphrey to go before the appropriate boards and commissions and item will be brought back for action on August 6, 1987. (6-0 Vote, Councilmember Shipman absent)

Items Postponed

Items D-1.a(1), D-2.e(1) and D-2.f(2-6) which were related to the public hearing, were postponed until August 6, 1987.

**PUBLIC HEARING - REVISED CUSTOMER SERVICE REGULATIONS PROPOSED BY  
SOUTHERN UNION GAS**

Mayor Cooksey opened the public hearing set for 7:00 p.m. to consider the revised Customer Service Regulations proposed by Southern Union Gas Company.

Gary Hunt, Assistant City Manager, explained the regulations.

No one else appeared to be heard.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance approving revision of Customer Service Regulations. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Shipman absent.)

**DEVELOPMENT PROCESSING ORDINANCE & PERFORMANCE OVERLAY ORDINANCE**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, passed through FIRST READING of the Development Processing Ordinance (13-1) and the Performance Overlay Ordinance. (5-0 Vote, Mayor Pro Tem Trevino out of the room, Councilmember Shipman absent)

**CONTRACT APPROVED**

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, adopted a resolution approving the following contract: (5-0 Vote, Mayor Pro Tem Trevino out of the room, Councilmember Shipman absent)

Bid Award

- Reinforced Concrete Pipe and  
Concrete Products, General Services  
Department  
Twelve Month Supply Agreement  
Total \$316,994.00 87-0100-LR/OM

- (1) GIFFORD-HILL-PIPE COMPANY - Items 1-12, 13, 15, 17, 18, 20-25  
1004 Meyers and 28-32 - \$271,448.00  
Austin, Texas
- (2) THE ROHAN COMPANY - Item 14, 16, 19, 26, 27 & 33 -  
508-D East St. Elmo Road \$45,546.00  
Austin, Texas

**CONTRACT APPROVED**

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, adopted a resolution approving the following contract: (5-0 Vote, Councilmember Shipman absent, Mayor Pro Tem Trevino out of the room)

BFI WASTE SYSTEMS  
P.O. Box 820  
Del Valle, Texas

- Refuse Collections, Brackenridge  
Hospital  
Twelve Month Service Agreement  
Total \$46,728.00 BC7-288

**CONTRACT APPROVE**

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving the following contract: (5-0 Vote, Councilmember Shipman absent, Mayor Pro Tem Trevino out of the room)

AMERICAN HOSPITAL SUPPLY  
Rt. 1, Box 204  
Mt. Calm, Texas

- Electrosurgical Pencils, Grounding  
Pads and Accessories, Brackenridge  
Hospital  
Twelve Month Supply Agreement  
Total \$39,576.00 BS7-258

**CITY MANAGER REPORTS NOT PRESENTED**

The City Manager reports on Biweekly Wastewater Report, Legislative Update and Worksession Schedule, were not presented.

**ADJOURNMENT**

Council adjourned its meeting at 11:15 p.m.